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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
AT TACOMA

10 SKY-STEVEN THOMAS MILLER,

11 Plaintiff,

12 v.

13 RON VAN BOENING et al.

14 Defendants.

CASE NO. 3:10-cv-05712-RBL-JRC

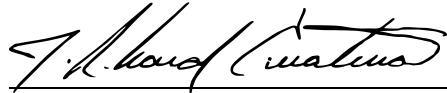
ORDER DENYING PLAINTIFF'S
MOTION TO SUBMIT
ADDITIONAL EVIDENCE.

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16 This 42 U.S.C. § 1983 civil rights action has been referred to the undersigned
17 Magistrate Judge pursuant to 28 U.S.C. §§ 636(b)(1)(A) and (B) and Local Magistrate
18 Judge Rules MJR 1, MJR 3, and MJR 4. Plaintiff has filed a motion asking the court to
19 consider supplemental evidence (ECF No. 43). This is not the first motion of this nature
20 filed by plaintiff (ECF No. 28 and 36).

21 Normally the rules allow for a motion, a response from the party opposing the
22 motion, and a reply. See Local Rule 7(b). The repeated filing of motions to supplement
23 the record deprives the moving party of the chance to reply. The court has been lenient
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1 and allowed supplemental information up to this point. Plaintiff's repeated failure to
2 comply with the filing rules leads this court to conclude that it should no longer allow
3 plaintiff to submit these supplemental filings as they are unfair to other parties who
4 comply with the rules. Therefore, this motion is DENIED.

5 Dated this 22nd day of July, 2011.

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8 J. Richard Creatura
9 United States Magistrate Judge
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